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10 Attorneys for Plaintiff
UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 CHRISTOPHER K. KAMON,

17 Defendant.

No. 2:23-CR-00047-JLS-2

STIPULATION REGARDING REQUEST FOR
(1) CONTINUANCE OF TRIAL DATE AND
(2) FINDINGS OF EXCLUDABLE TIME
PERIODS PURSUANT TO SPEEDY TRIAL
ACT

CURRENT TRIAL DATE: 08/06/2024
PROPOSED TRIAL DATE: 01/21/2025
PROPOSED STATUS CONF.: 01/10/2025

20
21 Plaintiff United States of America, by and through its counsel
22 of record, the United States Attorney for the Central District of
23 California and Assistant United States Attorneys Scott Paetty and Ali
24 Moghaddas, and defendant Christopher K. Kamon ("defendant"), by and
25 through his counsel of record, Michael Severo, hereby stipulate as
26 follows:

27 1. The Indictment in this case was filed on January 31, 2023.
28 Defendant first appeared before a judicial officer of the court in

1 which the charges in this case were pending on February 6, 2023. The
2 Speedy Trial Act, 18 U.S.C. § 3161, originally required that the
3 trial commence on or before April 17, 2023.

4 2. On February 6, 2023, the Court set a trial date of April 4,
5 2023 and a status conference date of March 24, 2023. On March 22,
6 2023, pursuant to a stipulation filed by the parties, the Court
7 continued the trial to December 12, 2023. (Dkt. 52.)

8 3. On September 27, 2023, defense counsel, Michael Severo,
9 substituted in as counsel of record for defendant. (Dkt. 133.)

10 4. On October 11, 2023, pursuant to a stipulation filed by the
11 parties, the Court continued the trial to March 12, 2024. (Dkt.
12 138.) On January 19, 2024, pursuant to a stipulation filed by the
13 parties, the Court continued the trial to May 21, 2024. (Dkt. 165.)
14 On March 25, 2024, pursuant to a stipulation filed by the parties,
15 the Court continued the trial to August 6, 2024. (Dkt. 185.)

16 5. On June 27, 2024, defendant Girardi filed a motion for
17 severance (Dkt. 242), which defendant Kamon joined (Dkt. 254). On
18 July 17, 2024, the Court granted the motion to sever over the
19 government's objection. (Dkt. 284.) The Court ordered that
20 defendant Girardi would proceed to trial first, on August 6, 2024,
21 and further ordered the government and defendant Kamon to confer on a
22 new trial date.

23 6. Defendant is detained pending trial. The parties estimate
24 that the trial in this matter will last approximately one to two
25 weeks.

26 7. By this stipulation, defendant Kamon moves to continue the
27 trial date to January 21, 2025, and the status conference date to
28 January 10, 2025. This is the fifth request for a continuance.

1 8. Defendant requests the continuance based upon the following
2 facts, which the parties believe demonstrate good cause to support
3 the appropriate findings under the Speedy Trial Act:

4 a. Defendant is charged with violations of 18 U.S.C.
5 § 1343: wire fraud. The government has produced discovery to the
6 defense, which includes bank records, credit card statements, e-mail
7 communications, witness interviews, investigative reports, and other
8 internal communications. Defense counsel represents that more time
9 is needed to prepare for trial.

10 b. Counsel for defendant also represents that additional
11 time is necessary to confer with defendant, conduct and complete an
12 independent investigation of the case, conduct and complete
13 additional legal research including for potential pre-trial motions,
14 review the discovery and potential evidence in the case, and prepare
15 for trial in the event that a pretrial resolution does not occur.
16 Defense counsel represents that failure to grant the continuance
17 would deny him reasonable time necessary for effective preparation,
18 taking into account the exercise of due diligence.

19 c. Defendant believes that failure to grant the
20 continuance will deny him continuity of counsel and adequate
21 representation.

22 d. The government does not object to the continuance.

23 e. The requested continuance is not based on congestion
24 of the Court's calendar, lack of diligent preparation on the part of
25 the attorney for the government or the defense, or failure on the
26 part of the attorney for the government to obtain available
27 witnesses.

1 9. For purposes of computing the date under the Speedy Trial
2 Act by which defendant's trial must commence, the parties agree that
3 the time period of August 6, 2024 to January 21, 2025, inclusive,
4 should be excluded pursuant to 18 U.S.C. §§ 3161(h)(7)(A),
5 (h)(7)(B)(i), and (h)(7)(B)(iv) because the delay results from a
6 continuance granted by the Court at defendant's request, without
7 government objection, on the basis of the Court's finding that: (i)
8 the ends of justice served by the continuance outweigh the best
9 interest of the public and defendant in a speedy trial; (ii) failure
10 to grant the continuance would be likely to make a continuation of
11 the proceeding impossible, or result in a miscarriage of justice; and
12 (iii) failure to grant the continuance would unreasonably deny
13 defendant continuity of counsel and would deny defense counsel the
14 reasonable time necessary for effective preparation, taking into
15 account the exercise of due diligence.

16 10. Nothing in this stipulation shall preclude a finding that
17 other provisions of the Speedy Trial Act dictate that additional time
18 periods be excluded from the period within which trial must commence.
19 Moreover, the same provisions and/or other provisions of the Speedy
20 Trial Act may in the future authorize the exclusion of additional
21 time periods from the period within which trial must commence.

22 IT IS SO STIPULATED.
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1 Dated: July 29, 2024

Respectfully submitted,

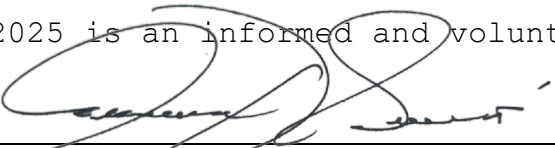
2 E. MARTIN ESTRADA
United States Attorney

3 MACK E. JENKINS
4 Assistant United States Attorney
Chief, Criminal Division

5
6 /s/
7 SCOTT PAETTY
ALI MOGHADDAS
8 Assistant United States Attorneys

9 Attorneys for Plaintiff
UNITED STATES OF AMERICA

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14 I am Christopher K. Kamon's attorney. I have carefully
15 discussed every part of this stipulation and the continuance of the
16 trial date with my client. I have fully informed my client of his
17 Speedy Trial rights. To my knowledge, my client understands those
18 rights and agrees to waive them. I believe that my client's decision
19 to give up the right to be brought to trial earlier than January 21,
20 2025 is an informed and voluntary one.

21
22 
23 MICHAEL SEVERO
Counsel for Defendant
24 CHRISTOPHER K. KAMON

8/5/2024
Date